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In re:  
Home Plus Financial, Inc.  
Respondent.

The State of Nevada, Department of Business and Industry, Division of Mortgage Lending (hereinafter, the "Division"), having served the Respondent, Home Plus Financial, Inc. (hereinafter, "Respondent") on April 15, 2010, with its Notice of Intent to Impose Fine and Notice of Right to Request Hearing (Failure to Permit Examination), attached hereto as Exhibit "1" and incorporated herein by reference, which notified Respondent that a final order would issue in this matter unless, within twenty (20) days of entry and receipt of said Order, Respondent requested a hearing to contest the charges against it, with said request to be made in writing, and;

Respondent having failed to request a hearing in this matter, and good cause appearing:

NOW, THEREFORE, IT IS HEREBY ORDERED that, pursuant to NRS 645E, Respondent will be subject to the administrative fines, fees and/or costs as set forth in the original Order attached hereto as Exhibit "1".

1           **IT IS FURTHER ORDERED** that the sum of said administrative fines, fees and/or costs  
2 be paid in full within **thirty (30) days** of entry of the Order;

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4           Dated this 5<sup>TH</sup> day of May, 2010.

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7           State of Nevada  
8           Department of Business and Industry  
9           Division of Mortgage Lending

10           By: Joseph L. Waltuch  
11               Joseph L. Waltuch, Commissioner  
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# **EXHIBIT “1”**

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**STATE OF NEVADA  
DEPARTMENT OF BUSINESS AND INDUSTRY  
DIVISION OF MORTGAGE LENDING**

In re:

Home Plus Financial, Inc.

Respondent.

**NOTICE OF INTENT TO IMPOSE  
FINE AND NOTICE OF RIGHT TO  
REQUEST HEARING  
(Failure to Permit Examination)**

The licensing and regulation of mortgage brokers, mortgage bankers and escrow agencies in the State of Nevada is governed by Chapter 645B, Chapter 645E and Chapter 645A, respectively, of the Nevada Revised Statutes ("NRS"), and Chapter 645B, Chapter 645E and Chapter 645A, respectively, of the Nevada Administrative Code ("NAC"). The State of Nevada, Department of Business and Industry, Division of Mortgage Lending (the "Division") has the general duty to exercise supervision and control over mortgage brokers, mortgage bankers and escrow agencies pursuant to these chapters. Pursuant to that authority, the Division makes the following Factual Allegations, Violations of Law, and Order, as follows:

**FACTUAL ALLEGATIONS**

1. Home Plus Financial, Inc. ("Respondent") is a California Corporation.
2. On October 18, 2006, Respondent was issued a mortgage banker license pursuant to Chapter 645E of NRS;
3. At all relevant times herein mentioned, Respondent was operating within the State of Nevada pursuant to the terms of its license.
4. Pursuant to the NRS and the regulations promulgated thereunder with limited exceptions, the Commissioner is charged with, among other things, conducting an annual

1 examination of each mortgage broker, mortgage banker and escrow agency doing business in  
2 this State. See, NRS 645B.060(2)(d), NRS 645E.300(2)(d) and NRS 645A.050(2)(b).

3 5. An annual examination by the Commissioner of Respondent's books and affairs  
4 was scheduled for September 18, 2009.

6 6. Respondent failed to appear for the examination or refused or failed, within a  
7 reasonable time, to furnish information or make a report required by the Commissioner  
8 pursuant to the provisions of NRS 645B.060, NRS 645E.300 or NRS 645A.050.

9 7. Pursuant to NRS 645B.670(2)(i), for each violation committed by a mortgage  
10 broker, the Commissioner may impose upon the mortgage broker an administrative fine of not  
11 more than \$25,000, may suspend, revoke or place conditions upon his license, or may do  
12 both, if the mortgage broker has refused to permit an examination by the Commissioner of his  
13 books and affairs or has refused or failed, within a reasonable time, to furnish any information  
14 or make any report that may be required by the Commissioner pursuant to the provisions of  
15 Chapter 645B or a regulation adopted pursuant to such chapter.

16 8. Pursuant to NRS 645E.670(2)(i), for each violation committed by a mortgage  
17 banker, the Commissioner may impose upon the mortgage banker an administrative fine of  
18 not more than \$25,000, may suspend, revoke or place conditions upon his license, or may do  
19 both, if the mortgage banker has refused to permit an examination by the Commissioner of his  
20 books and affairs or has refused or failed, within a reasonable time, to furnish any information  
21 or make any report that may be required by the Commissioner pursuant to Chapter 645E of  
22 NRS or a regulation adopted pursuant to such chapter.

23 9. Pursuant to NRS 645A.090(1)(i), for each violation committed by an escrow  
24 agency, the Commissioner may impose upon the escrow agency an administrative fine of not  
25 more than \$10,000 and may suspend or revoke his license if upon a hearing it is determined  
26 that the escrow agency has refused to permit an examination by the Commissioner of his  
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1 books and affairs or has refused or failed, within a reasonable time, to furnish any information  
2 or make any report that may be required by the Commissioner pursuant to the provisions of  
3 Chapter 645A of NRS or a regulation adopted pursuant to such chapter.

#### 4 **VIOLATIONS OF LAW**

6 Respondent has failed to permit an examination by the Commissioner of his books and  
7 affairs or has refused or failed, within a reasonable time, to furnish any information or make  
8 any report that may be required by the Commissioner pursuant to provisions of the applicable  
9 NRS chapter or a regulation adopted pursuant to such chapter, in violation of NRS  
10 645B.670(2)(i), NRS 645E.670(2)(i) or NRS 645A.090(1)(i), as applicable.  
11

#### 12 **ORDER**

13 **NOW, THEREFORE, IT IS HEREBY ORDERED** that, pursuant to NRS 645B.750(2),  
14 NRS 645E.750(2), NRS 645A.100(2) or NRS 233B.121, as applicable, upon the timely filing of  
15 an application with the Division within **twenty (20) days** of the date of this Order, Respondent  
16 shall be entitled to a hearing with regard to the contents of this Order. At that hearing, the  
17 Division will seek:

18  
19 a. The imposition of an administrative fine against Respondent if acting as either a  
20 mortgage broker, mortgage banker, or escrow agency in the amount of Two Thousand Five  
21 Hundred Dollars and No Cents (\$2,500.00) for Respondent's violations of NRS Chapter 645B or  
22 645E or 645A, respectively, as well as the Division's administrative costs and attorney's fees, if  
23 any, incurred herein, each to be proven at the hearing; and

24 b. Respondent's payment, in full, of the administrative fine, costs and fees to the  
25 Division within **thirty (30) days** of entry of the Final Order.  
26

27 Should Respondent request a hearing, Respondent is advised of the following:

28 a) Respondent is entitled to be represented by legal counsel at its own cost and expense; b) At any  
hearing Respondent shall be entitled to respond and to present evidence and argument on all

1 issues involved; c) Requests may be made to the Commissioner for the issuance of subpoenas,  
2 however, the Commissioner may request the proposed testimony of any such person prior to the  
3 issuance of the subpoena; and d) Unless precluded by law, the parties may agree to an informal  
4 resolution or settlement prior to any hearing.

6 Should Respondent not request a hearing within **twenty (20) days** of the date of this  
7 Order, the Division will enter a Final Order in this matter against Respondent, as otherwise  
8 required by law.

9 Dated this 15<sup>th</sup> day of April, 2010.

11 State of Nevada  
12 Department of Business and Industry  
13 Division of Mortgage Lending

14 By: Joseph L. Waltuch  
15 Joseph L. Waltuch, Commissioner  
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CERTIFICATE OF SERVICE

I certify that I am an employee of the State of Nevada, Department of Business and Industry,  
Division of Mortgage Lending, and that on , May 11, 2010, I deposited in the U.S. mail, postage  
prepaid via First Class Mail and Certified Return Receipt Requested, a true and correct copy of  
the foregoing, FINAL ORDER for HOME PLUS FINANCIAL, INC., addressed as follows:

Michael Murray  
Home Plus Financial Inc.  
12203 Magnolia Avenue  
Riverside, CA 92503

Certified Receipt Number: 7006 2760 0000 0876 3688

DATED this 5th day of May, 2010

By: Susan Slack  
Employee of the Division